

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA : Hon. Robert P. Patterson, Jr.
v. : Criminal No. S2 07 Cr. 348 (RPP)
SRINIVAS KASI, et al. : NOTICE OF MOTION FOR A NEW TRIAL

TO: ROBERT P. PATTERSON, JR., S.U.S.D.J.
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
U.S. COURTHOUSE
500 PEARL STREET, ROOM 2550
NEW YORK, NEW YORK 10007-1312

SHARON FRASE, A.U.S.A.
UNITED STATES ATTORNEY'S OFFICE
ONE SAINT ANDREW'S PLAZA
NEW YORK, NEW YORK 10007

PLEASE TAKE NOTICE, that the undersigned attorney Paul Condon, Esq., Counsel for defendant, Srinivas Kasi shall move before the Honorable Robert P. Patterson, Jr., S.U.S.D.J. of the United States District Court, Southern District of New York, at a time and date designated by the Court for an Order pursuant to Federal Rule of Criminal Procedure 33(a), Setting Aside the Verdict and Granting the Defendant a New Trial on the grounds that the Verdicts were prejudicially tainted by the Rebuttal Summation of the Government.

The Defendant relies upon the enclosed Memorandum and respectfully requests the Court set a briefing schedule and return date for the within application.

/s/ Paul Condon

PAUL CONDON, ESQ.
Attorney for Defendant
Srinivas Kasi

Dated: January 17, 2008

CERTIFICATION OF SERVICE

PAUL CONDON, certifies as follows:

1. On this date, I caused the original and one copy of Defendant's Notice of Motion for a New Trial and the accompanying Brief to be served upon

ROBERT P. PATTERSON, JR., S.U.S.D.J.
UNITED STATES DISTRICT COURT
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NEW YORK, NEW YORK 10007-1312

2. On this date, I caused a copy of Defendant's Notice of Motion for a New Trial and the accompanying Brief to be served upon Sharon Frase, Assistant United States Attorney, One Saint Andrew's Plaza, New York, New York 10007.

3. On this date, I caused a copy of Defendant's Notice of Motion for a New Trial and the accompanying Brief to be served upon Office of the Clerk, United States District Court, Southern District of New York at 500 Pearl Street, New York, New York 10007.

4. Pursuant to 28 U.S.C. § 1746, I certify under penalty of perjury that the foregoing is true and correct.

/s/ Paul Condon

PAUL CONDON, ESQ.
Attorney for Defendant
Srinivas Kasi

Dated: January 17, 2008